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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MMJK, Inc.,

Plaintiff,

vs.

ULTIMATE BLACKJACK TOUR, LLC

Defendant.

CASE NO. C 3:07-CV-03236-BZ

**DECLARATION OF STEVE P. HASSID
ISO OPPOSITION TO PLAINTIFF
MMJK'S MOTION TO DISMISS
COMPLAINT AND COUNTERCLAIMS**

**[Filed Concurrently with Defendant
Ultimate Blackjack Tour, LLC's
Memorandum Of Points And Authorities In
Opposition To MMJK's Motion To Dismiss
The Complaint And Counterclaims]**

DATE: December 5, 2007
TIME: 10:00 a.m.
LOCATION: Courtroom G
JUDGE: Hon. Bernard Zimmerman

DECLARATION OF STEVE P. HASSID

I, Steve P. Hassid, declare and state as follows:

1. The following facts are personally known by me to be true and correct and if called as a witness I could and would competently testify thereto under oath.

2. I am an attorney at law. I became licensed to practice in the State of California in 2002. I earned my undergraduate Bachelor of Science degree in Animal Physiology and Neuroscience from the University of California, San Diego in 1998. I obtained my Juris Doctor from Hastings College of the Law in 2001. I have practiced almost exclusively in the area of patent prosecution and litigation for the past 6 years.

3. Since April, 2005, I have been employed as a senior associate in the litigation and intellectual property practice groups of Greenberg Traurig LLP.

4. Attached hereto as Exhibit A, is a true and correct copy of U.S. Patent Publication No. 20060281555, which is a copy of the currently pending published patent application having U.S. Application No. 11/507,795 ("795 patent").

5. On or about September 4, 2007, Mathew S. Steinberg and I were on the phone with counsel for MMJK, Todd Noah, to discuss settlement of the present case. During that call MMJK rejected UBT's earlier offer for settlement and, in the alternative, demanded that UBT agree to a stay of this case pending the outcome of MMJK's pending '795 application, which published on December 14, 2006 as U.S. Patent Publication No. 20060281555A. Todd also indicated MMJK would amend its present complaint to add any patents that issue from the pending '795 application, thereby, according to MMJK, creating additional infringement liability for UBT. UBT rejected MMJK's offer for a stay indicating that it believed MMJK's suit to be completely meritless and that it wanted quick and final resolution of this matter and full release of liability regarding MMJK's present and future patents, including those derived from the pending '795 patent application. During that call, we also indicated that absent a settlement, UBT would move for summary judgment of non-infringement and invalidity and request attorneys' fees.

6. On or about September 16, 2007, MMJK informed UBT it was reconsidering UBT's settlement proposal. On or about September 26, 2007, MMJK agreed to dismiss the present case with

CERTIFICATE OF SERVICE

I, hereby certify that on October 22, 2007, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to the e-mail addresses denoted below:

DERGOSITS & NOAH LLP

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DATED: July 25, 2007

GREENBERG TRAURIG, LLP

By: _____/S/

MATTHEW S. STEINBERG

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